

RECEIVED
CENTRAL FAX CENTER

MAR 07 2008

MINTZ LEVIN

Pedro F. Suarez | 858 320 3040 | pfsuarez@mintz.com

5355 Mira Sorrento Place
Suite 600
San Diego, CA 92121
858-320-3000
858-320-3001 fax
www.mintz.com

fax transmittal

FROM:

Name Pedro F. Suarez

Date March 7, 2008

of Pages 2

Client Name

Client No.

Matter
No.

Atty No.

SAP	34874	058	03527
-----	-------	-----	-------

TO:

Name	Company	Business#	Fax #
Examiner Barqadle	United States Patent and Trademark Office	1-800-786-9199 or	(571) 273-3947 Central District Unit (571) 273-8300

Comments:

Please see attached

Application Serial No. 10/712,759

ACTIVE 4240164v.1

Please call us at 858-320-3000 if you experience any problems.

STATEMENT OF CONFIDENTIALITY

The information contained in this fax is intended for the exclusive use of the addressee and may contain confidential or privileged information. If you are not the intended recipient, you are hereby notified that any form or dissemination of this communication is strictly prohibited. If this fax was sent in error, please immediately notify us by phone.

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

BOSTON | WASHINGTON | NEW YORK | STAMFORD | LOS ANGELES | PALO ALTO | SAN DIEGO | LONDON

MAR 07 2008

PTOL-413A (09-04)

Approved for use through 07/31/2006. OMB 0551-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No.: 10/712,759 First Named Applicant: Peter Schwarze
 Examiner: Yasin M. Barqadle Art Unit: 2153 Status of Application: Pending

Tentative Participants:

(1) Examiner Barqadle (2) Pedro F. Suarez
 (3) (4)

Proposed Date of Interview: March 19, 2008 Proposed Time: 2:00 PM EST (AM/PM)

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description:

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) §102	Claim 1	U.S. Patent No. 6,766,454 U.S. Patent No. 6,766,454	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) §103	Claim 2	U.S. Pub. App. No. 2003/0212587	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

To discuss §102 rejection of claim 1 and Riggins, U.S. Patent No. 6,766,454 and §103 rejection of claim 2 and Riggins
 in view of Jamison, U.S. Published Patent Application No. 2003/0212587; also to discuss Fig. 7 and Riggins col. 4.

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Applicant/Applicant's Representative Signature

Examiner/SPE Signature

Pedro F. Suarez

Typed/Printed Name of Applicant or Representative

45,895

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.